



09-12-03

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Case No. 98,009-B1)

PATENT

In the Application of:

Rodgers et al.

Serial No. 09/658,315

Filed: September 8, 2000

Title: Method of Promoting Erythropoiesis

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) Art Unit: 1653  
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) Examiner: A. Gupta  
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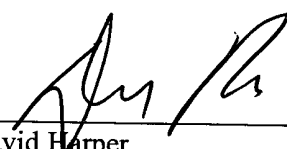
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## TRANSMITTAL LETTER

In regard to the above identified application:

1. We are transmitting herewith the attached:
  - ☒ Petition to withdraw holding of abandonment, under 37 CFR § 1.181(a) (2 sheets);
  - ☒ **Exhibit A:** Copy of Response to office action mailed February 10, 2003 (14 sheets);
  - ☒ **Exhibit B:** Copy of the returned and stamped postcard received for Exhibit A (1 sheet);
  - ☒ Return Receipt Postcard
2. With respect to fees:
  - ☒ No fee is required.
3. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
4. **CERTIFICATE OF MAILING BY "EXPRESS MAIL" UNDER 37 CFR § 1.10:** The undersigned hereby certifies that this Transmittal Letter and the papers, as described hereinabove, are being deposited with the United States Postal Service with sufficient postage as "Express Mail Post Office to Addressee" in a box addressed to: Commissioner for Patents, Mail Stop: PETITION, P.O. Box 1450, Alexandria, VA 22313-1450, on this 11<sup>th</sup> day of **September, 2003**. Express Mail No. EV334709066US.

By:

  
David Harper  
Reg. No. 42,636



Hon. Commissioner of  
Patents and Trademarks  
Re: Applicant-

S/N: 09/658,315

Atty DSH:dr

Case No. 98,009-B1

Rodgers, et al,

# Method of Promoting Erythropoiesis

Sir:

Please place the Patent Office receipt stamp hereon and mail to acknowledge receipt of:

- ☒ Transmittal letter  
☐ Specification (No. of sheets including claims)  
☐ Drawings (No. of Sheets)  
☐ Signed Declaration  
☐ Trademark appl., drawing and 5  
☐ Filing Fee Check  
☒ Assignment  
☒ OTHER Response to 11/5/02 OFFICE ACTION  
(12 sheets)

EL904276093US

Fee Enclosed

\$ -0-

Respectfully,

McDonnell Boehnen Hulbert & Berghoff.  
Attorney for Applicant



EL 904276093 US



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Hon. Commissioner of  
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Re: Applicant-

SIN 09/658,315

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Case No. 98,009-B1

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☒ Transmittal letter DT07 Rec'd PCT/PTO 10 FEB 2003  
☐ Specification (No. of sheets including claims)  
☐ Drawings (No. of Sheets)  
☐ Signed Declaration  
☐ Trademark appln., drawing and 5  
☐ Filing Fee Check  
☒ Assignment  
☐ OTHER Response to 11/15/02 OFFICE ACTION  
(12 sheets)



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Respectfully,

McDonnell Boehnen Hulbert & Berghoff.  
Attorney for Applicant